

TRANSMITTAL FORM		RECEIVED CENTRAL FAX CENTER JAN 23 2007		Application No.: 10/675,002
				Filing Date: September 30, 2003
				First Named Inventor: Campbell et al
				Group Art Unit: 2133
				Examiner: Alphonse, Fritz
Total Number of Pages in this Submission: 15		Docket No.: EMC-03-046		
ENCLOSURES (check all that apply)				
<input checked="" type="checkbox"/> Transmittal with Authorization for the Commissioner to charge Deposit Account No. 05-0889 (in duplicate)	<input type="checkbox"/> Assignment Recordation Cover Sheet	<input type="checkbox"/> Petition for Revival of an Unintentionally Abandoned Application [37 CFR 1.137(b)] (in duplicate)		
<input checked="" type="checkbox"/> Amendment/Response to Non Final Office Action	<input type="checkbox"/> Declaration/Power of Attorney	<input type="checkbox"/> Continued Prosecution Application (CPA)		
<input type="checkbox"/> After Final	<input type="checkbox"/> Associate Power of Attorney	<input type="checkbox"/> Form PTOL-85B, Part B -Issue Fee Payment Transmittal," (in duplicate)		
<input type="checkbox"/> Affidavits/Decl. Terminal Disclaimer	<input type="checkbox"/> Revocation of Power of Attorney	<input checked="" type="checkbox"/> Fee Transmittal		
<input checked="" type="checkbox"/> Extension of Time Request for 2 Months	<input type="checkbox"/> Formal Drawings	<input checked="" type="checkbox"/> Certificate of Mailing or Transmission [37 CFR 1.8]		
<input checked="" type="checkbox"/> Applicant Initiated Interview Request Form	<input type="checkbox"/> Letter to Official Draftsperson with 5 sheets of Formal Drawings, Figs. 1-5, labeled.	<input type="checkbox"/> Certificate of Express Mail Mailing		
	<input type="checkbox"/> Copy of PTO 948, "Notice of Draftsperson's Patent Review"	<input type="checkbox"/> Postcard		
	<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Additional Enclosures:		
SIGNATURE OF APPLICANT, ATTORNEY OR AGENT				
Date: <u>1/23/07</u>		Signature: <u>Scott A. Ouellette</u>		
Tel: (508) 435-1000, ext. 77835 Fax: (508) 497-6915		Scott A. Ouellette, Esq. (Reg. No. 38,573) EMC Corporation Office of the General Counsel 176 South Street Hopkinton, MA 01748-9103		
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8]				
I hereby certify that this correspondence and the above-referenced documents are being:				
<input type="checkbox"/> Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.				
<input checked="" type="checkbox"/> Transmitted by facsimile on the date shown below to the Patent and Trademark Office at (571) 273-8300				
Date: <u>1/23/07</u>		Signature: <u>Linda Valanzola</u>		
		Linda Valanzola Typed or printed name of person signing certificate		

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Jan-23-2007 11:34 From-EMC LAW DEPARTMENT

508497915 JAN 23 2007 T-412 P.005 F-783

Effective 12/08/2004. FEE TRANSMITTAL For FY 2005		Complete if Known	
		Application Number	10/675,002
		Filing Date	September 30, 2003
		First Named Inventor	Brian K. Campbell
		Examiner Name	Fritz Alphonse
		Art Unit	2133
		Attorney Docket No.	EMC-03-046
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT		(\$) 450.00	

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>05-0889</u> Deposit Account Name: <u>EMC Corporation</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s) <input checked="" type="checkbox"/> Credit any overpayments	
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.	

FEE CALCULATION			
Additional Fees for Large Entity			
Fee Code	37 CFR	Fee(s)	Fee Description
1051	116(e)	130	Surcharge - late filing fee or oath
1052	1.06(i)	50	Surcharge - late provisional filing fee or cover sheet
1812	1.20(c)(1)	2520	Request for <i>ex parte</i> reexamination
1804	1.17(n)	920	Requesting publication of SIR prior to Examiner action
1805	1.17(o)	1840	Requesting publication of SIR after Examiner action
1251	1.17(a)(1)	120	Extension for reply within first month
1252	1.17(a)(2)	450	Extension for reply within second month
1253	1.17(a)(3)	1020	Extension for reply within third month
1254	1.17(a)(4)	1590	Extension for reply within fourth month
1255	1.17(a)(5)	2160	Extension for reply within fifth month
1401	41.20(b)(1)	500	Notice of Appeal
1402	41.20(n)(2)	500	Filing a brief in support of an appeal
1403	41.20(b)(3)	1000	Request for oral hearing
1451	1.17(j)	1510	Petition to institute a public use proceeding
1452	1.17(l)	500	Petition to revive - unavoidable
1453	1.17(m)	1500	Petition to revive - unintentional
1501	1.18(a)	1400	Utility issue fee
1502	1.18(b)	800	Design issue fee
1503	1.18(c)	1100	Plant issue fee
1807	1.17(q)	50	Processing fee for provisional applications
1806	1.17(p)	180	Submission of Information Disclosure Statement
8021	1.21(h)	40	Recording each patent assignment per property (times number of properties)
1809	1.17(r)	790	Filing a submission after final rejection (37 CFR 1.129(a))
1810	1.17(s)	790	For each additional invention to be examined (37 CFR 1.129(b))
1801	1.17(e)	790	Request for Continued Examination (RCE)
1802	1.17(k)	900	Request for expedited examination of a design application
Other fee (specify) _____			
			TOTAL (\$) 450.00

SUBMITTED BY		TOTAL (\$) 450.00	
Signature		Registration No. (Attorney/Agent)	38,573
Name (Print/Type)	Scott A. Ouellette	Telephone	508-293-7835
		Date	1/23/07

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5084976915

T-412 P.006/015 F-783

<p><i>Effective 12/08/2004.</i></p> <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2005</h3>		<p>Complete if Known</p>	
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Name (Print/Type)	Scott A. Ouellette	Telephone	508-293-7835
		Date	1/23/07

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JAN 23 2007

PTOL-413A (09-06)

Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**Applicant Initiated Interview Request Form**

Application No.: 10/675,002 First Named Inventor: Brian K. Campbell
 Examiner: Alphonse, Fritz Art Unit: 2133 Status of Application: pending

Tentative Participants:

(1) Fritz Alphonse (2) Albert De Cady
 (3) Scott Ouellette (4) _____

Proposed Date of Interview: _____ Proposed Time: _____ AM/PM

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj. etc.)	Claims/ Figs. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Rejection</u>	<u>1-6,8,10-20</u>	<u>Kagan</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

Kagan does not teach the invention recited in independent claims 1,6,10 and 14. The examiner has failed to specifically point out the elements in Kagan on which the rejections are based.

An interview was conducted on the above-identified application on _____

NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Scott A. Ouellette
 Applicant/Applicant's Representative Signature

 Examiner/SPE Signature

Scott A. Ouellette

Typed/Printed Name of Applicant or Representative

38,573

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.